

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

011604
U.S.P.T.O.

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under
37 C.F.R. 1.53(b))

Attorney Docket No.	2316.1007-001
First Named Inventor or Application Identifier	Walter H. Günzburg
Express Mail Label No.	EV 214948838 US

Title of Invention The Use of the WAP or MMTV Regulatory Sequences for Targeted Expression of Linked Heterologous Genes in Human Mammary Cells, Including Human Mammary Carcinoma Cells

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

U.S.P.T.O.
16834 10/17/58772

1. [] Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i>	6. [X] Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
2. [X] Specification Total Pages [32] <i>(preferred arrangement set forth below)</i>	a. [] Computer Readable Form
- Descriptive title of the invention	b. [X] Paper Copy (identical to computer copy)
- Cross References to Related Applications	[4] Pages
- Statement Regarding Fed sponsored R & D	c. [X] Request Under 37 CFR §1.821(e) & Statement and Statement Under 37 CFR §1.821(f)
- Reference to sequence listing, a table, or a computer program listing appendix	
- Background of the Invention	
- Brief Summary of the Invention	
- Brief Description of the Drawings <i>(if filed)</i>	
- Detailed Description	
- Claim(s)	
- Abstract of the Disclosure	
3. [X] Drawing(s) (35 U.S.C. 113) Total Sheets [10] [] Fig. of the Drawings for Publication [] [X] No Figure to be Published	
4. [X] Oath or Declaration Total Pages [3]	
a. [] Newly executed (original or copy)	7. [] Assignment Papers (cover sheet & documents)
b. [X] Copy of Substitute Declaration from a prior application (37 C.F.R. 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i>	[X] Assignee - GSF-Gesellschaft Fur Umwelt Und Gesundheit GmbH, GERMANY and Austrian Nordic Biotherapeutics AG, GERMANY
i. [] <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).	8. [] Power of Attorney [] 37 C.F.R. 3.73(b) Statement
5. [] CD-ROM or CD-R in duplicate, large table or Computer Program <i>(Appendix)</i>	9. [] English Translation Document <i>(if applicable)</i>
	10. [] Information Disclosure Statement (IDS)/PTO-1449 [] Copies of IDS Citations
	11. [] Preliminary Amendment
	12. [X] Return Receipt Postcard
	13. [] Small Entity Statement(s)
	14a. [] Foreign Priority Claim under 35 U.S.C. §119 or 365
	14b. [] Certified Copy of Priority Document(s)
	15. [] Nonpublication Request <i>(check parent application)</i>
	16. [X] Other Remarks Letter; and Petition for Extension of Time (3 month) for prior Application No. 09/035,596 and check for \$950.00 for aforementioned Extension in prior Application No. 09/035,596

17. If a CONTINUING APPLICATION, check appropriate box; supply the requisite information.

[X] Continuation [] Divisional [] Continuation-in-part (CIP) of prior application No.: 09/035,596

Prior application information: Examiner: Chen, Shin Lin Group Art Unit: 1632

The entire disclosure of the prior application is considered a part of the disclosure of the accompanying application and is hereby incorporated by reference.
(Add standard Related Applications section with incorporation by reference to specification or update same)

18. CORRESPONDENCE ADDRESS

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Signature	<i>Anne J. Collins</i>	Date	<i>January 16, 2004</i>
Submitted by Typed or Printed Name	Anne J. Collins, Esq.	Reg. Number	40,564

Pursuant to 37 C.F.R. 1.63(d)(4), please note that a Notice of Change of Correspondence Address was submitted in parent Application No. 09/035,596 Please send all correspondence in the above-identified continuation application to: Customer No. 021005; Hamilton, Brook, Smith & Reynolds, P.C., 530 Virginia Road, P.O. Box 9133, Concord, Massachusetts 01742-9133. In addition, please direct all telephone calls to **Anne J. Collins, Esq.** at (978) 341-0036, and all facsimile communications to (978) 341-0136.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

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Dated:

January 16, 2004

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